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BEFORE THE ENVIRONMENTAL QUALITY COUNCIL STATE OF WYOMING

IN RE BLACK HILLS BENTONITE

PERMIT TO MINE NO. 248c

**DOCKET 17-1601** 

AMENDED ORDER DENYING MOTION TO CONTINUE

The Respondent filed a motion to continue the final hearing in the above matter. The Petitioner

filed an Objection to the motion to continue. After consideration of the motion and objection the

motion is denied. The Respondent has failed to show good cause why the witness cannot testify

other than in person. The witness may appear by either telephone or by video through

technology available through the council. The Respondent should contact the Council staff in

order to facilitate the ability of the witness to attend via telephone or video.

SO ORDERED.

**DATED** this 13th day of February, 2018.

Meghan Lally, Hearing Examiner Environmental Quality Council

## **CERTIFICATE OF SERVICE**

I, James Ruby, certify that at Cheyenne, Wyoming, on the 13<sup>th</sup> day of February 2018, I served a copy of the foregoing **Amended Order Denying Motion to Continue** by electronic mail to the following:

Dave Ditto
Attorney for the Petitioner
dditto@ALGLaw.us

Scott Klosterman Attorney for the Respondent sklosterman@wpdn.net

Jim Ruby

**Environmental Quality Council** 

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